

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CAROL WHITE,

Plaintiff,

v.

CHRISTOPHER WHITE, et al.,

3:10-CV-0033-LRH (VPC)

**REPORT AND RECOMMENDATION  
OF U.S. MAGISTRATE JUDGE**

This report and recommendation is made to the Honorable Larry R. Hicks, United States District Judge. The action was referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and the Local Rules of Practice, LR IB 1-4.

In January 2010, plaintiff filed a letter dated December 16, 2009, and addressed “To Whom It May Concern” (#1-1). Attached to the letter are various exhibits including documents which purportedly evidence the sale of real property in Ione, California, numerous bank statements, and a death certificate (#s 1-3 & 1-4). Plaintiff failed to submit either a request to proceed *in forma pauperis* or the filing fee. Plaintiff also failed to submit a properly styled complaint.

On April 9, 2010, the court ordered plaintiff to submit either the full filing fee to initiate a civil action in the amount of \$350 or an application to proceed *in forma pauperis* on or before May 7, 2010 (#2). Plaintiff was also ordered to submit a properly styled complaint by the same date. *Id.* Plaintiff was cautioned that failure to do so would result in a recommendation to the District Court to dismiss this action. *Id.* Plaintiff failed to respond to this court’s order.

Based upon the foregoing, the undersigned magistrate judge recommends that this action be dismissed without prejudice.

1 The parties should be aware of the following:

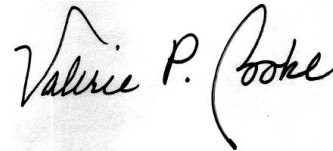
2 1. They may file, pursuant to 28 U.S.C. § 636(b)(1)(C) and Rule IB 3-2 of the Local Rules  
3 of Practice, specific written objections to this Report and Recommendation within fourteen (14) days  
4 of receipt. These objections should be titled "Objections to Magistrate Judge's Report and  
5 Recommendation" and should be accompanied by points and authorities for consideration by the  
6 District Court.

7 2. This Report and Recommendation is not an appealable order, and any notice of appeal  
8 pursuant to Rule 4(a)(1), Fed. R. App. P., should not be filed until entry of the District Court's  
9 judgment.

10 **RECOMMENDATION**

11 For the reason stated above, the undersigned Magistrate Judge recommends that the District  
12 Court enter an order **DISMISSING** this action without prejudice.

13 DATED: August 2, 2010.

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UNITED STATES MAGISTRATE JUDGE  
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